



EXPRESS MAIL NO.: EL61 838US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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re application of: Melvyn LITTLE, et al

Application Serial No.: 09/424,705

Filed: June 2, 2000

For: **MUTATED OKT3 ANTIBOTY**

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Art Unit: 1644

Examiner: J. Roark

Attorney's Docket No.: 3528.0047.US00

**Notice of Appeal From the Examiner to the Board
of Patent Appeals and Interferences - Small Entity**

Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated **March 18, 2002** that resulted in Applicant having claims that have been twice or finally rejected.

The fee (for a qualified small entity) for filing a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (37 C.F.R. § 1.17(b)), along with any necessary extension fees (37 C.F.R. § 1.17(a)), is included in our Check No. **005633**. In the event that extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038 referencing docket number **3528.0047.US00**. A duplicate copy of this Notice is attached.

Respectfully submitted,

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Date: September 18, 2002

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